

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

|   |   |                                  |
|---|---|----------------------------------|
| MLEA, INC., as successor in interest to | : | CIVIL ACTION                     |
| Engineered Gas Systems, LLP and         | : |                                  |
| Main Line Engineering Associates        | : | NO. 02 CV 4393                   |
|   | : |                                  |
| Plaintiff,                              | : |                                  |
|   | : | The Honorable James McGirr Kelly |
| v.                                      | : |                                  |
|   | : |                                  |
| ATLANTIC RECYCLED RUBBER, INC.          | : |                                  |
|   | : |                                  |
| and                                     | : |                                  |
|   | : |                                  |
| RECOVERY TECHNOLOGIES                   | : |                                  |
| GROUP, INC.                             | : |                                  |
|   | : |                                  |
| and                                     | : |                                  |
|   | : |                                  |
| CASELLA WASTE SYSTEMS, INC.             | : |                                  |
|   | : |                                  |
| Defendants.                             | : |                                  |

**STIPULATION FOR EXTENSION OF PRETRIAL DEADLINES**

Plaintiff, MLEA, Inc., and defendants, Atlantic Recycled Rubber, Inc. ("ARR"), Recovery Technologies Group, Inc. ("RTG") and Casella Waste Systems, Inc. ("Casella"), file this Stipulation for Extension of Pretrial Deadlines, and in support thereof, state as follows:

1. Plaintiff commenced this action with the filing of a Complaint on July 2, 2002. On September 19, 2002, defendants RTG and ARR answered plaintiff's Complaint and asserted a counterclaim. On September 19, 2002, defendant Casella answered plaintiff's Complaint.
2. Plaintiff's Complaint asserts claims for a breach of contract, promissory estoppel and unjust enrichment and seeks damages in excess of one million dollars (\$1,000,000).
3. Prior to incurring the costs associated with discovery, the parties attempted in good faith to resolve the disputes between them. The parties met in November for settlement

discussions. When these discussions were unsuccessful, the parties agreed to participate in mediation. On March 14, 2003, the parties participated in mediation before the Honorable Louis C. Bechtle through ADR Options, Inc.

4. Pending the outcome of mediation, the parties agreed to hold off taking discovery. While mediation was unsuccessful, the parties remain hopeful that this matter can be resolved amicably.

5. The parties agree that an extension of time is necessary to allow the parties to proceed with orderly discovery. Discovery in this action will include many third-party depositions.

6. This request is the parties' first request to extend the pretrial deadlines.

7. Accordingly, the parties request that the Court extend the pretrial deadlines for ninety (90) days, to allow the parties to complete discovery.

**WHEREFORE**, plaintiff, MLEA, Inc., and defendants, Atlantic Recycled Rubber, Inc., Recovery Technologies Group, Inc. and Casella Waste Systems, Inc. file this Stipulation seeking an extension of the pretrial deadlines for ninety (90) days.

PEPPER HAMILTON LLP

ECKERT SEAMANS CHERIN  
& MELLOTT, LLC

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By: \_\_\_\_\_  
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Attorney for Defendants Atlantic  
Recycled Rubber, Inc. and Recovery  
Technologies Group, Inc.

BUCHANAN INGERSOLL, P.C.

By: \_\_\_\_\_

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1835 Market Street  
Philadelphia, PA 19103-2985  
(215) 665-8700  
Attorneys for Defendant Casella  
Waste Systems, Inc.

Dated: March \_\_, 2003

**CERTIFICATE OF SERVICE**

I hereby certify that on this \_\_\_\_\_ day of March, 2003 a true and correct copy of the foregoing Stipulation for Extension of Pretrial Deadlines was served via U.S. Mail, first class, postage prepaid, upon the following counsel of record:

Philip J. Katauskas, Esquire  
Pepper Hamilton LLP  
3000 Two Logan Square  
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Attorney for Plaintiff MLEA, Inc.

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Attorneys for Defendant Casella Waste Systems, Inc.

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Heather E. Rennie

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| and                                     | : |                                  |
|   | : |                                  |
| CASELLA WASTE SYSTEMS, INC.             | : |                                  |
|   | : |                                  |
| Defendants.                             | : |                                  |

**ORDER**

**AND NOW**, on this \_\_\_\_ day of March, 2003, and upon consideration of the Stipulation for Extension of Pretrial Deadlines, it is hereby **ORDERED** that said Stipulation is Approved.

It is **FURTHER ORDERED** that the deadlines in the Report of Preliminary Pretrial Conference and Scheduling Order dated October 26, 2002 are amended as follows:

1. All fact discovery, including requests for and responses thereto, shall be completed on or before July 29, 2003.
2. Plaintiff's Pretrial Memorandum shall be prepared in accordance with this Order and Local Rule of Civil Procedure 16.1(c) and it shall be filed on or before November 10, 2003.

3. Defendant's Pretrial Memorandum shall be prepared in accordance with this Order and Local Rule of Civil Procedure 16.1(c) and it shall be filed on or before November 19, 2003.

4. All dispositive motions must be filed no later than seven (7) days after the close of discovery.

5. In addition to the items requested in Subsections 1 to 7 of Local Rule of Civil Procedure 16.1(c), the Court directs the following:

(a) A summary of the qualifications of each expert witness and a specific identification of each discovery item and exhibit to be offered for identification or admission into evidence.

(b) A final pretrial conference will be held on \_\_\_\_\_ at \_\_\_\_\_. The case will be placed in the trial pool on \_\_\_\_\_.

6. Expert discovery shall be completed by October 29, 2003. Expert reports shall be filed by August 28, 2003 and reply expert reports shall be filed by September 28, 2003.

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J.